`IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 634 of 2005 (M/B)

1. Amit Gupta S/o Late Sri K.C. Gupta,
   Gupta Gift Emporium, Gole Ghar,
   Mallital, Nainital.
2. Kameshwar Prasad Kala,
   S/o Late Sri P.S. Kala,
   Jai Lal Sah Bazar,
   Mallital, Nainital. …….. Petitioners

Versus

1. State of Uttaranchal,
   through Chief Secretary, Uttaranchal,
   Dehradun.
2. District Magistrate/Collector,
   Nainital.
3. Sub Divisional Magistrate,
   Nainital.
4. Lake Development Authority,
   Nainital through its Secretary.
5. Kaler Gas Service,
   Distributor – Hindustan Petroleum Gas,
   Gole Ghar, Mallital, Nainital.
6. Hindustan Petroleum Gas,
   Registered Office at 17, Jamshedji Tata Road,
   Mumbai 400020. …… Respondents

Mr. D. Barthwal, Advocate for the petitioners.
Mr. Subhash Upadhyaya, Standing Counsel for respondents Nos. 1 to 3.
None for respondents Nos. 4 and 6.
Mr. Ganesh Kandpal, Advocate on behalf of Mr. B.D. Upadhyay, Advocate for respondent No.5.

JUDGMENT

Coram: Hon. Rajeev Gupta, C.J.
Hon. Prafulla C. Pant, J.

RAJEEV GUPTA, C.J. (Oral)

Mr. D. Barthwal, Advocate for the petitioners.

Mr. Subhash Upadhyay, Standing Counsel for respondents Nos. 1 to 3.

None for respondents Nos. 4 and 6.

Mr. Ganesh Kandpal, Advocate on behalf of Mr. B.D. Upadhyaya, Advocate for respondent No. 5.

2. Mr. D. Barthwal, the learned counsel for the petitioners seeks permission to withdraw the writ petition filed as ‘Public Interest Litigation’.

3. Permission granted.

4. The writ petition, therefore, is dismissed as withdrawn.

(Prafulla C. Pant, J.) **(Rajeev Gupta, C.J.)**
01.05.2006 **01.05.2006**

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